

The regular meeting of the City Council was held in the Council Chambers at City Hall on November 18, 2008 at 7:03 p.m. after the 6:30 p.m. work study caucus session with Mayor David Cline and Commissioners Randy Ervin, Rick Hall, Joe McKenzie, and David Schilling physically present. Other City employees physically present were City Administrator Alan Gilmore, City Attorney J. Preston Owen, Public Works Director David Wortman, Police Chief David Griffith, Fire Chief Mike Chism, Community Development Coordinator Kyle Gill, and City Clerk Susan O'Brien.

Administrator Gilmore reviewed the pending Council agenda items and opened the floor for further discussion. Attorney & Treasurer Owen reviewed the Fire and Police Pension Fund requirements determined by the Illinois Department of Insurance for the 2008 Tax Levy; reviewed the Illinois Municipal Retirement Fund (IMRF) estimate for the 2008 Tax Levy, salaries and unemployment expenditures, dismal economic outlook, assisted pension funding of replacement taxes, and possible elimination of the assisted pension funding of replacement taxes. Council and attendees discussed pensions, real estate taxes, and State legislative control over pension mandates. Attorney & Treasurer Owen discussed possible timelines for bonding issuances. Administrator Gilmore updated the Council on the Depot and IDOT's 21-day bid period.

Mayor Cline presiding.

Mayor Cline led the Pledge of Allegiance.

The following members of the Council answered roll call physically present: YEA Commissioner Randy Ervin, YEA Commissioner Rick Hall, YEA Commissioner Joe McKenzie, YEA Commissioner David Schilling, YEA Mayor David Cline.

Also physically present were City personnel: City Administrator Alan Gilmore, Attorney & Treasurer J. Preston Owen, Public Works Director David Wortman, Police Chief David Griffith, Fire Chief Mike Chism, Community Development Coordinator Kyle Gill, and City Clerk Susan O'Brien.

Mayor Cline seconded by Commissioner Schilling moved to approve the consent agenda consisting of minutes of the regular meeting November 4, 2008, special meetings November 7 & 12, 2008; Fire department report for the month of October, 2008; bills and payroll for the first half of November, 2008.

Bills and payroll for the first half of November, 2008

General Fund

Payroll		\$	269,514.83
Bills		\$	<u>125,691.23</u>
	Total	\$	395,206.06

Hotel Tax Fund

Payroll		\$	2,026.08
Bills		\$	<u>850.92</u>
	Total	\$	2,877.00

Festival Management

Bills		\$	<u>543.87</u>
	Total	\$	543.87

Insurance & Tort Judgment

Bills		\$	<u>0.42</u>
	Total	\$	0.42

Capital Project Fund

Bills		\$	<u>22,392.75</u>
	Total	\$	22,392.75

Water Fund

Payroll		\$	31,268.47
Bills		\$	<u>323,410.35</u>
	Total	\$	354,678.82

Sewer Fund

Payroll		\$	31,337.70
Bills		\$	<u>33,306.58</u>

	Total	\$	64,644.28
<u>Cemetery Fund</u>			
Payroll		\$	4,193.62
Bills		\$	881.84
	Total	\$	5,075.46
<u>Motor Fuel Tax Fund</u>			
Bills		\$	2,076.74
	Total	\$	2,076.74
<u>Health Insurance</u>			
Bills		\$	6,427.28
	Total	\$	6,427.28

Mayor Cline called for comments with no response.

Mayor Cline declared the motion to approve the consent agenda carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Mayor Cline opened the floor for public discussion. There was no public discussion.

Mayor Cline seconded by Commissioner McKenzie moved to adopt Resolution 2008-2759, accepting the termination of Animal Control Services to the City of Mattoon; accepting a new agreement with Coles County for animal control; and authorizing the Mayor to sign the new agreement.

City of Mattoon, Illinois

Resolution No. 2008-2759

A RESOLUTION TERMINATING CURRENT ANIMAL CONTROL SERVICES PROVIDED BY COLES COUNTY, APPROVING THE NEW AGREEMENT, AND AUTHORIZING THE MAYOR TO SIGN THE NEW AGREEMENT

WHEREAS, on May 6, 1986, County of Coles entered into an Agreement with the City of Mattoon to provide animal control services within city limits and the fees paid under that agreement have not changed since that date; and,

WHEREAS, Coles County has elected to terminate that agreement effective May 1, 2009; and,

WHEREAS, Coles County has offered the City of Mattoon a new Agreement increasing the amount of contribution for the cost of services provided by the County to \$1.50 (presently \$1.00) per capita per annually; and,

WHEREAS, the City of Mattoon utilizes the animal control services of the County and deems the service a benefit to the citizens and the continuation of the agreement in the best interest of the City of Mattoon.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS that the City of Mattoon agrees to the termination of the current agreement and authorizes the Mayor to sign the attached AGREEMENT – ANIMAL CONTROL SERVICES on behalf of the City of Mattoon.

Upon motion by Mayor Cline, seconded by Commissioner McKenzie, adopted this 18th day of November 2008, by a roll call vote, as follows:

AYES (Names): Commissioner Ervin, Commissioner Hall,
Commissioner McKenzie, Commissioner Schilling,
Mayor Cline

NAYS (Names) None

ABSENT (Names) None

Approved this 18th day of November, 2008.

/s/ David W. Cline
David Cline, Mayor
City of Mattoon, Coles County, Illinois

ATTEST:

Approved as to form:

/s/ Susan J. O'Brien

Susan J. O'Brien, City Clerk

/s/ J. Preston Owen

J. Preston Owen, City Attorney

Recorded in the Municipality's Records on November 19, 2008.

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Commissioner Schilling seconded by Commissioner Hall moved to adopt Special Ordinance 2008-1303, authorizing the Mayor to sign an outright grant agreement by and between the City of Mattoon and John R. Armstrong reimbursing up to \$14,625.00 from Mid-town TIF revenues over a three-year term for the facade restorations to the exterior masonry surfaces of the eastern wall located at 1913 Western Avenue.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2008-1303

AN ORDINANCE APPROVING A GRANT AGREEMENT BY AND BETWEEN THE CITY OF MATTOON, ILLINOIS AND JOHN R. ARMSTRONG IN CONNECTION WITH THE MATTOON MID-TOWN REDEVELOPMENT PROJECT AREA

WHEREAS, John R. Armstrong (the “**Grantee**”), has submitted a proposal to the City of Mattoon, Illinois (the “**Municipality**”) for redevelopment of a part of the Municipality's Mattoon Mid-town Redevelopment Project Area (the “**Redevelopment Project Area**”); and, thereafter, the Municipality and the Grantee have engaged in negotiations related to a Grant Agreement (including all exhibits and attachments in connection therewith, the “**Grant Agreement**”) concerning redevelopment incentives and assistance related to the preservation, development and redevelopment of a part of the Redevelopment Project Area.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The Grant Agreement, in substantially the form thereof presented before the meeting of the City Council at which this ordinance is adopted, shall be and is hereby ratified, confirmed and approved, and the Mayor and City Clerk are authorized to execute and deliver the Grant Agreement for and on behalf of the Municipality; and upon the execution thereof by the Municipality and the Grantee, the appropriate officers, agents, attorneys and employees of the Municipality are authorized to take all supplemental actions, including the execution and delivery of related supplemental opinions, certificates, agreements and instruments not inconsistent with the Grant Agreement, desirable or necessary to implement and otherwise give full effect to the Grant Agreement. Upon full execution thereof, the Grant Agreement shall be attached to this ordinance as EXHIBIT “A”.

Section 2. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 3. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Schilling, seconded by Commissioner Hall, adopted this 18th day of November, 2008, by a roll call vote, as follows:

AYES (Names): Commissioner Ervin, Commissioner Hall
Commissioner McKenzie, Commissioner Schilling
Mayor Cline

NAYS (Names): None

ABSENT (Names): None

Approved this 18th day of November, 2008.

/s/ David W. Cline

David W. Cline, Mayor
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien

Susan J. O'Brien, City Clerk

/s/ J. Preston Owen

J. Preston Owen, City Attorney

Recorded in the Municipality's Records on November 19, 2008.

Attachment (1) - EXHIBIT "A"

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Commissioner Schilling seconded by Commissioner Ervin moved to adopt Special Ordinance 2008-1304, authorizing the Mayor to sign an outright grant agreement by and between the City of Mattoon and Janice Moritz reimbursing up to \$66,950.00 from Mid-town TIF revenues over a 10-year term for a new roof consisting of, but not limited to removing the existing roof, inspecting and replacing any deteriorated roof decking to the building located at 1601 Broadway Avenue.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2008-1304

AN ORDINANCE APPROVING A GRANT AGREEMENT BY AND BETWEEN THE CITY OF MATTOON, ILLINOIS AND JANICE MORITZ IN CONNECTION WITH THE MATTOON MID-TOWN REDEVELOPMENT PROJECT AREA

WHEREAS, Janice Moritz (the "**Grantee**"), has submitted a proposal to the City of Mattoon, Illinois (the "**Municipality**") for redevelopment of a part of the Municipality's Mattoon Mid-town Redevelopment Project Area (the "**Redevelopment Project Area**"); and, thereafter, the Municipality and the Grantee have engaged in negotiations related to a Grant Agreement (including all exhibits and attachments in connection therewith, the "**Grant Agreement**") concerning redevelopment incentives and assistance related to the preservation, development and redevelopment of a part of the Redevelopment Project Area.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The Grant Agreement, in substantially the form thereof presented before the meeting of the City Council at which this ordinance is adopted, shall be and is hereby ratified, confirmed and approved, and the Mayor and City Clerk are authorized to execute and deliver the Grant Agreement for and on behalf of the Municipality; and upon the execution thereof by the Municipality and the Grantee, the appropriate officers, agents, attorneys and employees of the Municipality are authorized to take all supplemental actions, including the execution and delivery of related supplemental opinions, certificates, agreements and instruments not inconsistent with the Grant Agreement, desirable or necessary to implement and otherwise give full effect to the Grant Agreement. Upon full execution thereof, the Grant Agreement shall be attached to this ordinance as EXHIBIT "A".

Section 2. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 3. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Schilling, seconded by Commissioner Ervin, adopted this 18th day of November, 2008, by a roll call vote, as follows:

AYES (Names):

Commissioner Ervin, Commissioner Hall,
Commissioner McKenzie, Commissioner Schilling
Mayor Cline

NAYS (Names): None

ABSENT (Names): None

Approved this 18th day of November, 2008.

/s/ David W. Cline

David W. Cline, Mayor

City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien

Susan J. O'Brien, City Clerk

/s/ J. Preston Owen

J. Preston Owen, City Attorney

Recorded in the Municipality's Records on November 19, 2008.

Attachment (1) - EXHIBIT "A"

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Commissioner Hall seconded by Commissioner Ervin moved to adjourn at 7:07 p.m.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

/s/ Susan J. O'Brien

City Clerk